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10 UNITED STATES DISTRICT COURT  
11 DISTRICT OF NEVADA

12 \*\*\*\*\*

13 UNITED STATES OF AMERICA,

14 Plaintiff,

15 v.

16 MICHAEL SABICER,

17 Defendant.

Case No: 2:12-cr-00082-MMD-VCF-12

**DEFENDANT MICHAEL SABICER'S**  
**UNOPPOSED MOTION TO**  
**CONDUCT A PRE-PLEA**  
**PRESENTENCE**  
**INVESTIGATION REPORT AND**  
**PROPOSED ORDER**

18 COMES NOW appointed counsel Melanie A. Hill, Esq. counsel for defendant Michael  
19 Sabicer, and hereby moves this for an Order directing the Probation Department to prepare a  
20 Pre-Plea Presentence Investigation Report on Defendant Michael Sabicer for the following  
21 reasons:  
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- 23 1) It appears that Defendant Sabicer may be subject to substantially different  
24 sentencing ranges depending upon his verified criminal history as well as other  
25 factors surrounding his offense and plea. Defendant Sabicer's decision regarding  
26 how to proceed may be drastically impacted by his sentencing exposure in this  
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regard. The pre-plea presentence report will promote judicial economy and aid in the manner in which this case is ultimately resolved.

2) Undersigned counsel therefore respectfully requests an order directing the Department of Probation to conduct a pre-plea presentence investigation report as soon as possible as there is a time sensitive plea offer on the table.

3) Undersigned counsel has spoken to the prosecutor, Assistant United States Attorney Kimberly Frayn, regarding this request and she has no opposition.

DATED this 18<sup>th</sup> day of July, 2012.

LAW OFFICE OF MELANIE HILL

/s/ Melanie A. Hill

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**CERTIFICATE OF SERVICE**

This certifies that the undersigned has served a copy of the foregoing on the following counsel of record via the ECF system on July 19, 2012:

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3 **DISTRICT OF NEVADA**

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5 UNITED STATES OF AMERICA,

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8 MICHAEL SABICER,

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Case No: 2:12-cr-00082-MMD-VCF-12

**ORDER GRANTING DEFENDANT  
MICHAEL SABICER'S UNOPPOSED  
MOTION TO CONDUCT A PRE-  
PLEA PRESENTENCE  
INVESTIGATION REPORT**

10  
11 **ORDER**

12 IT IS HEREBY ORDERED that the Probation Department will prepare a Pre-  
13 Sentence Investigation Report on Defendant Michael Sabicer and make it available to counsel  
14 on or before July 27, 2012.  
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16 DATED this 20th day of July, 2012.

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19 UNITED STATES DISTRICT JUDGE  
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